

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

MASSACHUSETTS EYE & EAR INFIRMARY,)

Plaintiff,)

vs.)

EUGENE B. CASEY FOUNDATION and)

THOMAS F. REILLY, as he is the Attorney General)

of The Commonwealth of Massachusetts,)

Defendants.)

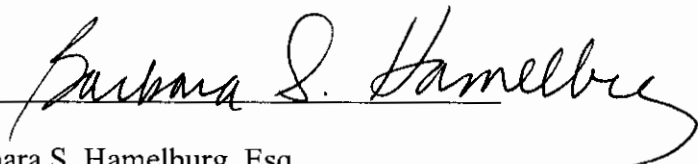
Case No. 1:05-cv-11229 -NMG

**EUGENE B. CASEY FOUNDATIONS'S MOTION FOR LEAVE TO FILE A REPLY
BRIEF IN SUPPORT OF ITS MOTION TO DISMISS**

The Eugene B. Casey Foundation (the "Foundation") hereby moves for leave to file the attached Reply Brief in support of its Motion to Dismiss, filed June 22, 2005. The Reply Brief filed with this Motion provides points and authorities in response to issues raised by MEEI's Opposition to the Motion to Dismiss, to assist in the Court's consideration of the issues.

Dated: July 20, 2005.

Respectfully submitted,

By: 

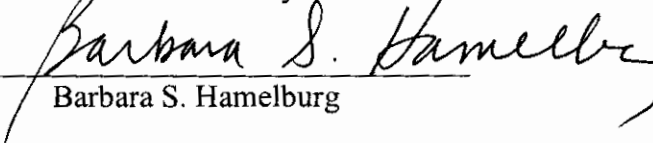
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Certificate of Compliance With Local Rule 7.1

I certify that I have conferred with counsel for Plaintiff on the above-captioned matter and have attempted in good faith to resolve or narrow the issues raised by this Motion.



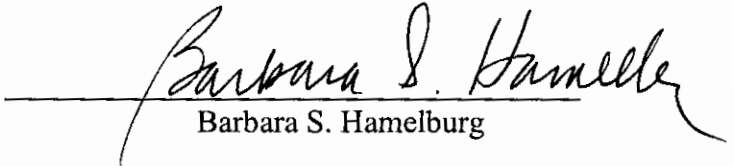
Barbara S. Hamelburg

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing document was served this date,
July 20, 2005, via first-class mail, postage prepaid to the following:

John C. Kane, Jr.
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Defendants.)

ORDER GRANTING LEAVE TO FILE REPLY BRIEF

The Court hereby GRANTS the Eugene B. Casey Foundation's Motion for Leave to File a Reply Brief in Support of its Motion to Dismiss.

SO ORDERED.

Hon. Nathaniel M. Gorton

Dated: _____, 2005.

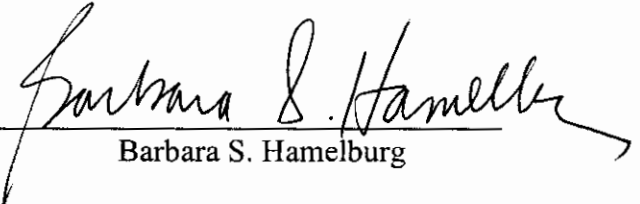
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